THE HON'BLE SRI JUSTICE P.S.NARAYANA

W.P.No. 14056 of 2006

DATED: 11-07-2006

Between:

Gugulothu Rupla.

..Petitioner.

and

Government of A.P., rep. by its Secretary, Panchayat Raj, Secretariat, Hyderabad and others.

..Respondents.

THE HON'BLE SRI JUSTICE P.S.NARAYANA

W.P.No.14056 of 2006

ORDER:

Heard both the counsel.

The relief as prayed for in this writ petition is as hereunder;

"to issue writ or direction preferably writ of mandamus declaring the action of the 4th respondent in counting alleged postal ballet papers and adding 8 votes in favour of 5th respondent without the knowledge of the petitioner and also the action of the 4th respondent in adding 9 rejected votes in favour of 5th respondent and declaring the 5th respondent as elected candidate of MPTC of Ravinuthala(v) even though at first instance petitioner has secured 4 votes more than 5th respondent as illegal , arbitrary and violative of the principles of natural justice and consequently direct the respondents 2 to 4 to verify all the votes polled in favour of petitioner as well as 5th respondent including postal ballet votes and pass such other suitable orders".

The contravention of the rules had been complied with. It is needless to say that the petitioner is having an effective alternative remedy by way of an election petition.

Hence, the Writ Petition is dismissed giving liberty to the petitioner to approach the Election Tribunal, if he so advised. No

costs.

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P.S.NARAYANA,J

Dated:11-07-2006
sj